



## State of New Jersey

Department of Environmental Protection

Jon Corzine  
Governor

Lisa P. Jackson  
Commissioner

### MEMORANDUM

TO: All Hard Clam Depuration Permit Holders  
And Depuration Plants

FROM: Robert Connell, Bureau Chief  
Bureau of Marine Water Monitoring

DATE: June 13, 2006

SUBJECT: Clarification of coordinates for the Shellfish Closure line and New Jersey/New York boundary line.

The New Jersey Shellfish Growing Water Classification regulations describe a line that separates Special Restricted waters from Prohibited waters in the western end of Raritan Bay. In two locations within the New Jersey regulations (described below) coordinates for the point of intersection of this line with the New Jersey/New York state line are provided. It has been determined that one description in the regulations is correct and the second is not correct as follows:

#### **NJAC 7:12-2.1 Shellfish growing water classification - Prohibited**

- NJAC 7:12-2.1(a)3i, has the coordinates that intersect the New York – New Jersey boundary listed as *latitude 40 degrees 28 minutes 51.4 seconds N., longitude 74 degrees 12 minutes 13 seconds W., which is correct.*

#### **NJAC 7:12-3.2 Shellfish growing waters that are classified as Special Restricted**

- NJAC 7:12-3.2(a)1, has the same point described above listed as *latitude 40 degrees 30 minutes 27.78 seconds N., longitude 74 degrees 12 minutes 13.79 seconds W., which is incorrect.*

The discrepancy in NJAC 7:12-3.2(a)1, will be corrected to reflect the correct coordinates as listed in NJAC 7:12-2.1(a)3i as follows:

§ 7:12-3.2. Shellfish growing waters that are classified as Special Restricted

(a) The following shellfish growing waters are classified as Special Restricted:

1. All those waters contained within a line beginning on the northernmost point of Conaskonk Point, latitude 40 degrees 27 minutes 31.99 seconds N., longitude 74 degrees 10 minutes 44.50 seconds W., near Union Beach, New Jersey and bearing approximately 261 degrees T to a point of land at latitude 40 degrees 27 minutes 12 seconds N., longitude 74 degrees 13 minutes 27.98 seconds W., until it intersects a line at latitude 40 degrees 27 minutes 24.78 seconds N., longitude 74 degrees 11 minutes 43.86 from the tank between Keyport and Union Beach, New Jersey at latitude 40 degrees 26 minutes 31.16 seconds N., longitude 74 degrees 11 minutes 25.18 seconds W., bearing approximately 345 degrees T to the Iso G 6 sec 80 foot tower at latitude 40 degrees 30 minutes 27.82 seconds N., longitude 74 degrees 12 minutes 47.94 seconds W., at Red Bank, Staten Island, New York, until it intersects the New York-New Jersey boundary at latitude 40 degrees ~~30 minutes 27.78~~ 28 minutes 51.4 seconds N., longitude 74 degrees 12 minutes 13.79 seconds W ...

Attached you will find a copy of the affected portion of the 2006 NJ Shellfish Growing Water Classification Chart #1. The correct coordinates for the location described above have been added to this chart (circled on chart) as well as other edits to labels on the chart to make it consistent with descriptions in the NJ regulations. Refer to the attached chart for this portion of Raritan Bay until new regulations become effective in 2007.

Be advised that it remains the responsibility of the harvester to know which State he/she is working in, (i.e. New York or New Jersey). If a harvester is found working in states other than that which he/she is permitted to harvest he/she is subject to enforcement action.

# SHELLFISH GROWING WATER CLASSIFICATION CHART 1

NEW JERSEY DEPARTMENT OF  
BUREAU OF MARINE WATER M  
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